

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

July 20, 1967
9:00 A.M.

COUNCIL CHAMBERS, CITY HALL

The meeting was called to order with Mayor Akin presiding.

Roll Call:

Present: Councilmen Nichols, Long, LaRue, Mayor Akin
Absent: Councilman Janes

The Invocation was delivered by REVEREND WARD H. N. GREGG of the Koenig Lane Christian Church.

ANNEXATION ORDINANCE

Mayor Akin brought up the following ordinance for its third reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 0.34 OF ONE ACRE OF LAND, SAME BEING OUT OF AND A PART OF THE THOMAS ELDRIDGE SURVEY; 14.05 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE GEORGE W. DAVIS SURVEY; AND 0.04 OF ONE ACRE OF LAND, SAME BEING OUT OF AND A PART OF THE HENRY P. HILL LEAGUE, ALL LOCATED IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen LaRue, Long, Nichols, Mayor Akin
Noes: None
Absent: Councilman Janes

Mayor Akin announced that the ordinance had been finally passed.

ANNEXATION HEARING SET

Mayor Akin introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF (A) 0.016 OF ONE ACRE OF LAND, SAME BEING OUT OF AND A PART OF THE SANTIAGO DEL VALLE GRANT IN TRAVIS COUNTY, TEXAS; (B) 1.69 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JAMES P. WALLACE SURVEY NUMBER 18 IN TRAVIS COUNTY, TEXAS; AND (C) 16.71 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JAMES P. WALLACE SURVEY NUMBER 57 IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

Councilman Long moved that the ordinance be published in accordance with Article I, Section 6 of the Charter of the City of Austin and set for public hearing on August 3, 1967 at 10:25 a.m. The motion, seconded by Councilman LaRue carried by the following vote:

Ayes: Councilmen LaRue, Long, Nichols, Mayor Akin
Noes: None
Absent: Councilman Janes

The Council agreed to hold action on item d until August 3, 1967.

At this time Councilman Janes entered the Council Chambers.

CONTRACTS AWARDED

Councilman Nichols offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on July 11, 1967, for the construction of a reinforced concrete culvert on East 51st Street at Fort Branch, known as Contract Number 67-D-12; and,

WHEREAS, the bid of Jack A. Miller in the sum of \$7,697.43 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Jack A. Miller in the sum of \$7,697.43 be and the same is hereby accepted, and that James A. Wilson, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City with Jack A. Miller.

The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on July 11, 1967 for Pad-Mounted Distribution Transformers for Electric Distribution; and

WHEREAS, the bid of Walter Tips Company in the sum of \$11,668.00 for one 150 KVA, 120/208 Volt, Pad-Mounted Transformer, one 300 KVA, 120/208 Volt, Pad-Mounted Transformer, one 500 KVA, 120/208 Volt, Pad Mounted Transformer and one 500 KVA, 277/480 Volt, Pad-Mounted Transformer; the bid of Graybar Electric Company in the sum of \$10,572.00 for one 750 KVA, 120/208 Volt, Pad-Mounted Transformer and one 750 KVA, 277/480 Volt, Pad-Mounted Transformer; and the bid of Techline Incorporated in the sum of \$12,835.00 for one 1000 KVA, 277/480 Volt, Pad-Mounted Transformer and one 1500 KVA, 277/480 Volt, Pad-Mounted Transformer, were the lowest and best bids therefor, and the acceptance of such bids has been recommended by the Purchasing Agent of the City of Austin and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bids of Walter Tips Company, Graybar Electric Company and Techline Incorporated as set out above, be and the same are hereby accepted, and that James A. Wilson, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City with said companies.

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

ZONING HEARING

Mr. Richard Baker appeared before the Council representing zoning applicant John A. Flache. The case had been heard on July 13, 1967 and opposition had been raised concerning a drainage problem as well as the presence of a drive-in theater. Mr. Baker stated that Mr. Flache was in the process of correcting the drainage problem and had worked out plans for construction of a ditch in accordance with the specifications outlined by Mr. Charles Morgan. Mr. Baker further pointed out that the property involved in the application did not encompass the drive-in theater, but that Mr. Flache was willing to pave the distance between the drive-in theater and Montopolis Drive to 70 feet.

After further discussion, Councilman LaRue moved the Council uphold the recommendation of the Planning Commission and grant "C" Commercial, 1st Height and Area and "LR" Local Retail as outlined on the map. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Mayor Akin
Noes: Councilman Nichols

ZONING HEARING
PROPERTY PURCHASE

Mr. Hardy Hollers appeared before the Council to state that his client, Mr. Kelly E. McAdams was willing to sell his property (9a) to the City, and that if the City was not interested in buying it, he would continue with his zoning application.

After some discussion, Councilman Nichols moved the Council negotiate with Mr. McAdams for the purchase of the property at 1001-1003 West 29th Street and 2854 Shoal Crest Avenue. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

ANNEXATION HEARING

Mayor Akin opened the public hearing scheduled for 10:30 a.m. on the following annexation. Councilman LaRue moved the Council close the hearing and direct the administration to institute annexation proceedings to annex the following:

- a. 5 acres of land more or less out of the J. P. Wallace Survey No. 18 - unplatted land.
- b. 6.23 acres of land out of the J. C. Tannehill League - Proposed JOHNSTON TERRACE.
- c. 11.55 acres of land out of the James P. Wallace Survey No. 18 - Proposed POINT WEST OF WESTOVER HILLS, SECTION 2.

The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

Mayor Akin introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 5.0 ACRES OF LAND, MORE OR LESS, SAME BEING OUT OF AND A PART OF THE JAMES P. WALLACE SURVEY NUMBER 18 IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the first time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The ordinance was read the second time and Councilman LaRue moved that the ordinance be passed to its third reading. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

Mayor Akin introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF (A) 11.55 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JAMES P. WALLACE SURVEY NUMBER 18 IN TRAVIS COUNTY, TEXAS; AND (B) 6.23 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE J. C. TANNEHILL LEAGUE IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the first time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The ordinance was read the second time and Councilman LaRue moved that the ordinance be passed to its third reading. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

AMBULANCE FRANCHISE HEARING

The Council had before it for consideration the granting of a franchise to the Austin Transportation Company and the City Ambulance Service, both of which were already operating separate ambulance services.

Mr. Chris Daugherty appeared before the Council representing the Austin Transit Company operating under the name of the Austin Ambulance Service.

Mr. Daugherty introduced Mr. Conwell Smith, President of the Austin Ambulance Service who then presented an itemized account of the company's budget, as well as a list of available equipment. Mr. Smith stated that a third ambulance company working for a funeral home had been operating in Austin, but that they were unable to meet their expenses and Austin Transit had bought their equipment. Mr. Smith noted that his company had been operating at a minor loss due to difficulties in collecting fees for services. He further stated that in order to make a profit his company would have to raise rates and thereby increase the problem of collecting fees. When questioned of the possibility of the continuance of the Austin Transit with the presence of another company rendering the same services, Mr. Smith stated that he could see no way that more than one ambulance company could operate in Austin and still make a profit. He then suggested that only one company be allowed to operate, and that it be controlled by a franchise.

Mr. James Granger appeared before the Council representing City Ambulance Company. Mr. Granger introduced Mr. Doyle Carter, operator of the City Ambulance Service and proposing to operate an ambulance and transfer service on 1601 Lavaca Street.

Mr. Carter then listed an account of his company's expenditures and stated that even though the two companies had been operating at a loss, both services could exist and still maintain a profit.

Mr. Granger pointed out that if the City had only one ambulance service, that company would have no incentive to provide sufficient service to the public and would have no reason to reduce their prices to the lowest possible amount and still maintain a profit. He further pointed out that most of the major Texas cities had more than one ambulance company and that no city in Texas had an ambulance service charging rates as high as Austin Ambulance.

After some discussion, Councilman LaRue moved the Council grant the request of the Austin Transportation Company for an ambulance and transfer vehicle franchise as stated under Article 4 of Chapter 31 of the Austin City Code of 1964. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

Councilman Long then moved the Council grant the request of the City Ambulance Service for a franchise. The motion, seconded by Councilman Nichols, failed by the following vote:

Ayes: Councilmen Long, Nichols
Noes: Councilmen Janes, LaRue, Mayor Akin

SUBSTANDARD STRUCTURES

Councilman Nichols moved the Council approve the recommendations from the Building Standards Commission and authorize the Legal Department to take proper legal disposition of the following substandard structure which has not been repaired or demolished within the required time:

311 Delmar Sylvester and Bessie Fair

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

ZONING ORDINANCES

Mayor Akin introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS:

- (1) A 33,660 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 9923-9935 F.M. ROAD 1325, FROM "A" RESIDENCE DISTRICT TO "D" INDUSTRIAL DISTRICT;
 - (2) LOT 127, OF THE NORTHFIELD ADDITION, LOCALLY KNOWN AS 300 FRANKLIN BOULEVARD AND 5400-5404 CHESTERFIELD AVENUE, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT;
 - (3) LOT 20, BLOCK 1 OF THE GROOMS ADDITION, LOCALLY KNOWN AS 3001-3005 SPEEDWAY AND 300 EAST 30TH STREET, FROM "B" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT;
 - (4) LOT 13, BLOCK 1 OF THE CHERNOSKY SUBDIVISION, LOCALLY KNOWN AS 809 VARGAS ROAD AND 6600-6604 FELIX AVENUE, FROM "A" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT;
 - (5) A 6,490 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 905 EAST 41ST STREET, FROM "O" OFFICE DISTRICT TO "GR" GENERAL RETAIL DISTRICT; AND ADDITIONAL AREA: LOT 3, BLOCK 12 OF PLAINVIEW HEIGHTS, LOCALLY KNOWN AS 911-917 EAST 41ST STREET, FROM "O" OFFICE DISTRICT TO "GR" GENERAL RETAIL DISTRICT;
 - (6) PORTIONS OF BLOCKS 15 AND 16 OF FAIRVIEW PARK, LOCALLY KNOWN AS 1301 HILLSIDE AVENUE, FROM "A" RESIDENCE DISTRICT TO "BB" RESIDENCE DISTRICT; AND ADDITIONAL AREA: BLOCKS 16 AND 17 AND THE EAST 50 FEET OF BLOCK 18 OF FAIRVIEW PARK, LOCALLY KNOWN AS REAR OF 1219-1221 HILLSIDE AVENUE AND 1223-1229 HILLSIDE AVENUE, FROM "A" RESIDENCE DISTRICT TO "BB" RESIDENCE DISTRICT;
- ALL OF SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The ordinance was read the second time and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Akin introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS:

LOT 13 OF THE HORST SUBDIVISION, LOCALLY KNOWN AS 1910-1912 WHITIS AVENUE; ADDITIONAL AREA: LOT 12 OF THE HORST SUBDIVISION, LOCALLY KNOWN AS 1908 WHITIS AVENUE; FROM "B" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; ALL OF SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Akin
Noes: Councilman Long

The ordinance was read the second time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Akin
Noes: Councilman Long

The ordinance was read the third time and Councilman LaRue moved that the ordinance be finally passed. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Akin
Noes: Councilman Long

The Mayor announced that the ordinance had been finally passed.

Mayor Akin introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS:
LOT B OF THE WONSLEY DRIVE SUBDIVISION, LOCALLY KNOWN AS 509-701 WONSLEY DRIVE, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT;
ALL OF SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The ordinance was read the second time and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Akin introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN HEIGHT AND AREA AND CHANGING THE HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: LOTS 20-25 OF THE WENDLANDT AND MUELLER SUBDIVISION, LOCALLY KNOWN AS 700-712 WEST 34TH STREET AND 400-404 KING STREET, FROM FIRST HEIGHT AND AREA DISTRICT TO SECOND HEIGHT AND AREA DISTRICT;

ALL OF SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Nichols moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The ordinance was read the second time and Councilman Nichols moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The ordinance was read the third time and Councilman Nichols moved that the ordinance be finally passed. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The Mayor announced that the ordinance had been finally passed.

PARKING METERS RESOLUTION

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, after an engineering and traffic investigation, the City Council has found that traffic conditions at the locations and streets below designated are such that an urgent need for enforcement of strict limits upon the time of parking of vehicles at these locations upon these streets makes it advisable to use mechanical devices in such enforcement, and has found that such locations should be placed in the following Parking Meter Zone:

<u>ZONE</u>	<u>STREET</u>	<u>BLOCK</u>	<u>SIDE</u>
30-60-90-120	East 3rd Street	100	South, from alley east to Brazos Street
30-60-90-120	East 4th Street	100	South, from alley east to Brazos Street

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the locations upon the streets of the City of Austin as above described be and the same are hereby placed in Parking Meter Zone 30-60-90-120 and that the City Clerk be, and she is hereby authorized and instructed to record this finding in Section 33.43 of the Traffic Register.

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

SPACE ASSIGNMENT

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the application of the University of Texas, of Austin, Texas, to construct and maintain the hereinafter described underground improvements:

An underground steam tunnel and electrical duct bank to be installed within an eighteen (18.00) foot wide space assignment in RED RIVER STREET, the centerline of which eighteen (18.00) foot wide space assignment is described as follows:

An underground steam tunnel and electrical duct bank crossing RED RIVER STREET, from a point in the west property line of Red River Street 19 feet south of the westerly prolongation of the centerline of vacated East 23 1/2 Street easterly to a point in the east property line of Red River Street 7.2 feet south of the centerline of vacated East 23 1/2 Street.

be and the same is hereby granted and the Director of Public Works is hereby authorized to issue a permit for the construction of such improvements, said grant and permit subject to the following conditions:

(1) The improvements shall be constructed and maintained in compliance with all ordinances relating thereto.

(2) The permit shall be issued and accepted subject to all reasonable police, traffic, fire and health regulations of the City of Austin now existing or hereafter adopted.

(3) The repair or relocation of any and all utilities in the vicinity necessitated by the laying of these improvements shall be done at the expense of the University of Texas, of Austin, Texas.

(4) The University of Texas, of Austin, Texas, will indemnify and save the City of Austin harmless from any and all claims against said City growing out of or connected with the construction or maintenance of said improvements.

(5) That all backfill under street surfaces between existing or future proposed curbs and under driveways and alleys, shall be tamped with mechanical tampers in six (6) inch layers. Each layer shall be compacted to not less than 90 per cent of maximum density as determined by the Standard Method of Test for Compaction and Density of Soils, A.A.S.H.O. Designation T99-49.

(6) The City of Austin may revoke such permit for good cause after notice to the University of Texas, in Austin, and hearing thereon, and upon such revocation the owner of such improvements will remove the same and pay all costs and expenses attendant therewith.

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

ZONING ORDINANCE

Councilman Nichols moved the Council grant the change from "A" Residence to "C" Commercial. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Akin
Noes: Councilman Long

Mayor Akin introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: LOT 1 OF THE RESUBDIVISION OF A PART OF OUTLOT 36, DIVISION C, LOCALLY KNOWN AS 2213-2217 ANCHOR LANE AND 3300-3306 MANOR ROAD; ADDITIONAL AREA: LOTS 1 AND 2 OF THE RESUBDIVISION OF A PART OF OUTLOT 36, DIVISION C, LOCALLY KNOWN AS 2219-2227 ANCHOR LANE AND 3230 AND 3308-3310 MANOR ROAD; FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; ALL OF SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Nichols moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Akin
Noes: Councilman Long

The ordinance was read the second time and Councilman Nichols moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Akin
Noes: Councilman Long

The ordinance was read the third time and Councilman Nichols moved that the ordinance be finally passed. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Akin
Noes: Councilman Long

The Mayor announced that the ordinance had been finally passed.

SPEED LIMIT RESOLUTION

Councilman Janes offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, after an engineering and traffic investigation, the City Council has found that the circumstances are such that the maximum safe speed for the operation of vehicles at the following location is thirty-five (35) miles per hour, and that such should be established as the speed limit at the following location:

<u>ON STREET</u>	<u>FROM</u>	<u>TO</u>
Montopolis Drive	Riverside Drive	South City Limits (Carson Ridge);

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Clerk be authorized and instructed to record this finding in Section 33.39 of the Traffic Register.

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Akin
Noes: Councilman Long

ONE-WAY STREET RESOLUTION

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, after an engineering and traffic investigation, the City Council has found that the free flow and expeditious handling of traffic under conditions existing at the locations described below require that traffic upon such streets move only in a one-way direction, such locations and streets being described as follows:

<u>STREET</u>	<u>FROM - TO</u>	<u>DIRECTION OF ONE-WAY MOVEMENT</u>
Palo Pinto (east roadway)	East 19th Street (approximately 450 ft.) to its connection with Pershing Drive	Northbound
Pershing Drive (east roadway)	Its connection with Palo Pinto (east roadway) to Manor Road	Northeasterly Bound
Pershing Drive (west roadway)	Manor Road to Palo Pinto	Southwesterly Bound
Palo Pinto (west drive)	Pershing Drive (west roadway) to East 19th St.	Southbound

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Clerk be and she is hereby authorized and directed to record this finding in Section 33.38 of the Traffic Register.

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

PROPOSED DOG ORDINANCE

The Council briefly discussed a proposed ordinance prohibiting dogs from running at large and agreed to postpone the matter for two or three weeks.

MAYOR'S LUNCHEON

Councilman LaRue stated that he had received a letter from Ken Brown, President of the 1967 Austin Aqua Festival requesting that the Council approve of taking approximately \$600.00 from the City's budget for the annual Mayor's luncheon to be held at the Villa Capri on August 8, 1967. After some discussion, Councilman LaRue moved the Council grant the request of the Aqua Festival to use \$500.00 of the City's funds for the luncheon. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

PERSONNEL DEPARTMENT REQUEST

Assistant City Manager, Mr. Jim DeBerry, stated that he had received a letter from the Director of the Personnel Department, Mr. Phil Morgette, concerning the matter of records and requirements of the City employees. He stated that since the labor market was extremely tight, the City needed every possible advantage to recruit employees. He then suggested that the Council approve the request of the Personnel department to drop the requirement of City employees to live within a 20 mile radius of City Hall. Councilman Long moved the Council grant the request. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

APPOINTMENTS DELAYED

No action was taken regarding appointments to the Urban Renewal Agency and the Pest Control Advisory Committee

FLUORIDATION HEARING

Mayor Akin opened the public hearing scheduled for 2:30 p.m. to consider a request for an ordinance which would bring the level of fluoride in the city water from .4 parts to .8 parts per million. Mayor Akin stated that the proponents and opponents would each be given an hour to present their cases and that an additional thirty minutes would be set aside for further debate.

Dr. Clift Price, spokesman for the proponents defined fluoridation as the adjustment of a water supply to a fluoride content "at which reduction of 50 to 70 per cent in dental cavities is achieved without damage to teeth or other structures". He further stated that controlled fluoridation was no longer debatable in the scientific world and that it should not be debatable in the political community. Price, a representative for Better Dental Health, said that after twenty years of use, fluoridation proved to be "completely safe and completely beneficial and an economic way to prevent tooth decay." Other

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proponents of the ordinance who appeared before the Council were Dr. Sidney White, Dr. Alan Barg, Mickey Moore, Bill Hilgers, Ray Velasquez, and Charles Foster.

Chief spokesman for the anti-fluoride forces, Dr. Morris Polsky, stated that fluoridation was a drug and that it would be detrimental to dispense it through the public water supply without any regard to a person's bodily needs or functions. Polsky further noted that evidence had been found which revealed that fluoride contributed to pyorrhea, a disease responsible for 75 per cent of tooth losses. Other opponents of the flouridation ordinance who appeared before the Council were Dr. C. H. McCuistion, Dr. Raleigh Ross, Dr. R. N. Hood, Dr. William Turpin, Dr. James Lassiter, Dr. R. Vincent Murray, Dr. John Garcia, Dr. Robert Morrison, Dr. Joseph Able, and Dr. June Richardson. After a considerable amount of discussion, Councilman LaRue moved the Council defer action and report back to the public as soon as possible. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

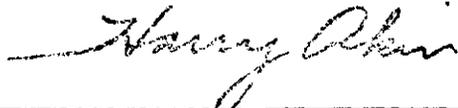
ADJOURNMENT

Councilman Janes moved the Council adjourn. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The Council then adjourned.

APPROVED: _____


Mayor

ATTEST: _____


City Clerk